

BARROW

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date by both parties 7/11/72

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS					
JAMES E. SELF,		For plaintiff:					
v.		Edwin W. Ash 756-2214 Bailey, Ash and Romine P. O. Box 159 Okmulgee, Okla. 74447					
SUN OIL COMPANY, a foreign corporation,		For defendant:					
		Bert M. Jones Rhodes, Hieronymus, Holloway & Wilson 2900 4th Natl. Bank Building Tulsa, Okla. 74119 582-1173					
STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.	
J.S. 5 mailed 6-1-72	Clerk		5/10	Globe Ins.	15.00		
			5-11-72	C.D.No.50		15	00
			7-6-73	Hieronymus	5 00		
J.S. 6 mailed 3-1-73	Marshal		7-12-73	C.D.No.58		500	
Basis of Action:	Docket fee						
Petition on Removal Pers. Inj. - slip & fall	Witness fees						
Action arose at:	Depositions						
Tulsa County							

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-10-72	Petition for removal, filed. rm	
5-10-72	Bond on removal, filed, in amt. of \$500 w/def. as principal and Globe Indemnity Co., as surety. rm	
5-10-72	Acknowledgement of Clerk of D.C. of Tulsa Cty. of receipt of pleadings, filed. rm	
5-10-72	Notice by def. to pltf. of filing of petition for removal, filed. rm	
5-10-72	Proof of filing of pet. with Clerk of Tulsa County, filed. rm	
<u>5-15-72</u>	Answer of def., filed. rm	
5-26-72	Parties directed to hold pre-trial prior to 7-10-72 and file pre-trial order not later than 7-18-72. (AEB-J)hm	
6-6-72	Deposition of James E. Self, filed. g	
<u>6-21-72</u>	Pre-trial order, filed. (AEB-J)hm	
7-11-72	Joint motion for jury trial, filed. rm	
7-11-72	Order granting motion for jury trial. (AEB-J)rm - copies mailed	
1-12-73	Ordered by the Court that this case is set for JURY TRIAL on February 6, 1973, Tuesday, at 10:00 A.M., before Allen E. Barrow, Judge. (AEB-J)v	
1-26-73	Ordered by the Court that this case is set for JURY TRIAL on Feb. 5, 1973, Monday, at 9:30 a.m., before Allen E. Barrow, Judge (AEB-J). js	
2-2-73	Questions on Voir Dire filed by defendant. h	
2-2-73	Defendant's requested Instruction No. 1 filed.h	
2-2-73	Defendant's requested Instruction No. 2 filed.h	
2-2-73	Defendant's requested Instruction No. 3 filed.h	
2-2-73	Defendant's requested Instruction No. 4 filed.h	
2-2-73	Defendant's requested Instruction No. 5 filed.h	
2-2-73	Defendant's requested Instruction No. 6 filed.h	
2-2-73	Defendant's requested Instruction No. 7 filed.h	
<u>2-5-73</u>	Case tried to jury 2/5/73 and 2/6/73. All parties present and rep. Upon parties resting, def. mo/dissmissal overruled. Jury retires to deliberate (3:55 pm 2/6/73). Jury returns w/verdict (4:55 pm 2/6/73) in favor of pltf. in amt. of \$50,000. Verdict recd., read and filed in open court. Clerk instructed to prepare judgment on jury verdict and spread judgment of record. Jury excused. rm	
2-6-73	Pltfs. and defs. exhibits filed. rm (in exhibit room)	
<u>2-6-73</u>	Judgment on jury verdict, filed and entered; ordered that pltf. have and recover judgment in amt. of \$50,000, w/int. at 10% from date and costs. (JCS-Clk) rm - copies mailed	
2-6-73	Pltf.'s Request Instruction Numbered I and II, filed. v	
2-15-73	Defts' Motion for Judgment notwithstanding the verdict or for New Trial, filed. r	
2-15-73	Brief in support of Motion for Judgment Notwithstanding the Verdict or for New Trial, filed. r	
2-15-73	Ordered by the Court, granting pltf 10 days from this date, in which to respond to Deft's Motion for Judgment notwithstanding the Verdict or for New Trial. (AEB-J)r	

DATE	PROCEEDINGS	Date Order or Judgment Noted
2-23-73	Brief opposing motion for judgment notwithstanding the verdict or for new trial, filed. hm	
3-7-73	def. Application for Extension of Time, filed. jj	
3-9-73	Order filed granting defendant extension of time to Apr. 15, 1973 in which to file reply to Pltf's brief opposing motion for judgment notwithstanding the verdict for new trial in this case. (AEB-J)h	
4-13-73	Memorandum in response to plaintiff's answer brief, filed. g	
6-1-73	Order, filed and entered, that pltf. remit sum of \$10,000, which will reduce previous judgment from \$50,000 to \$40,000; if remittitur is not accepted by pltf., Ct. will consider def.'s mo/new trial; that def. mo/judg. notwithstanding verdict is overruled. (AEB-J)rm - copies mailed.	
6-1-73	Ordered that plaintiff advise the Court within 5 days what action it plans to take on order of remittitur. (AEB-J)rm - ltr written	
6-6-73	Plaintiff's agreement to remittitur, filed. ds	
6-7-73	Order overruling defendant's motion for new trial, filed. ds (AEB-J)	
7-5-73	Notice of appeal by Sun Oil Co., filed. cpy to USCA & Edwin W. Ash.g	
7-5-73	Supersedeas bond in sum of \$45,000.00 (American & Foreign Ins. Co. of N.Y.), filed. g	
7-25-73	Partial Release of Judgment, filed. jj	
8-13-73	Reporter's transcript of proceedings (Excerpts of testimony) 2-5, 6-73, before Hon. A.E. Barrow, Judge Presiding, filed. ds Tim Holmes, CSR.	
8-13-73	Appeal record (2 vols.) transmitted to U.S.C.A. rm	
11-30-73	CC of Order of USCA, 10th Circuit, dismissing appeal on stipulation of appellant and appellee, at cost of appellant, filed and spread of record. g	
12-4-73	Appeal record (2 vols.) rec'd. from USCA. g	
12-10-73	Release and Satisfaction of Judgment, filed. jj	

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